

NOV 20 2008

## AMENDMENT TRANSMITTAL LETTER

Attorney Docket No:  
SNY-P4339Application Serial Number:  
09/838,983Filing Date:  
4/20/2001Examiner:  
ALICIA BATURAYArt Unit:  
2155

Invention: SUPER DISTRIBUTION OF MUSIC SAMPLES USING EMAIL

## TO THE COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application. The fee has been calculated as shown below.

## CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	NO. OF EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	29	MINUS	54	0	\$52	\$0
INDEP. CLAIMS	5	MINUS	9	0	\$220	\$0

— Petition is hereby made under 37 CFR 1.136(a) to extend the time for response to the Office Action of 9/29/2008 to and through       , comprising an extension of the shortened statutory period of:

one month (\$130.00)  three months (\$1,110.00)  
 two months (\$480.00)  four months (\$1,730.00)

TOTAL ADDITIONAL FEE FOR THIS AMENDMENT	\$0.00
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Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

A check in the amount of \$        is attached.

Charge any underpayment for this submission to Deposit Account 50-1267.

No additional fee is required.

11/20/2008

Date

Jerry A. Miller  
Reg. No. 30779

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Jerry A. Miller

Reg. No. 30779

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Inventor(s) : David A. Hughes  
Filed : 4/20/2001  
Application No. : 09/838,983  
Confirmation No. : 1235  
Group Art Unit : 2155  
Examiner : Baturay, Alicia  
Docket Number : SNY-P4339  
Title : SUPER DISTRIBUTION OF MUSIC SAMPLES USING EMAIL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Applicant, Assignee or Reg. Representative: Jerry A. Miller, Reg. No. 30779

Signature: /Jerry A. Miller 30779/ Date: 11/20/2008

**RESPONSE TO OFFICE ACTION**

Sir:

**INTRODUCTORY COMMENTS:**

This communication is responsive to the Office Action dated 9/29/2008, in which all claims were rejected. Applicants respectfully traverse the rejections and request reconsideration in view of the following.

Application No.: 09/838,983

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